

REMARKS

This amendment submitted in response to the non-final Office Action dated January 7, 2008, is believed to be fully responsive to the points of rejection raised therein.

Claims 22, 23, 25-28, 30, 31, 33-37, 39, 40, 42, 43, 45-47, 49-52, 54, 55, 57-61, 63, 64, 66, 67, 69-71, 73-76, 78, 79, 81-84, 86, 87 and 89-92 are pending in the present patent application. Claims 46, 47, 49, 54, 55, 57, 60, 63, 64, 86, 87 and 89 are amended above. No new matter has been introduced by the amendments, and support for the amendments can be found, for example, in paragraph [0036] of the present application. Applicants respectfully request reconsideration and allowance of all pending claims in view of the above amendments and the following remarks.

Claims 22, 23, 25-28, 30, 31, 33-37, 39, 40, 42, 43, 45-47, 49-52, 54, 55, 57-61, 63, 64, 66, 67, 69-71, 73-76, 78, 79, 81-84, 86, 87 and 89-92 stand provisionally rejected on the ground of non-statutory double patenting over Claims 1-8 and 10-36 of commonly assigned, co-pending US Patent Application Ser. No. 10/707,655. The Examiner indicated that Claims 22, 23, 25-28, 30, 31, 33-37, 39, 40, 42, 43, 45-47, 49-52, 54, 55, 57-61, 63, 64, 66, 67, 69-71, 73-76, 78, 79, 81-84, 86, 87 and 89-92 contain allowable subject matter.

To expedite prosecution, Applicants submit herewith a terminal disclaimer under 37 CFR 1.321(c). Accordingly, Applicants respectfully request that the provisional rejection of Claims 22, 23, 25-28, 30, 31, 33-37, 39, 40, 42, 43, 45-47, 49-52, 54, 55, 57-61, 63, 64, 66, 67, 69-71, 73-76, 78, 79, 81-84, 86, 87 and 89-92 be withdrawn.

Claims 46, 47, 49-52, 54, 55, 57-61, 63, 64, 66, 67, 69, 86, 87 and 89-92 have been rejected under 35 U.S.C. 101, as being directed to non-statutory matter. The Specification is amended above to delete numbered paragraph [0037]. In addition, Claims 46, 47, 49, 54, 55, 57, 60, 63, 64, 86, 87 and 89 are amended above. No new matter has been introduced by the amendments, and support for the amendments can be found, for example, in paragraph [0036] of the present application. In view of the amendments, Applicants respectfully request that the rejections of Claims 46, 47, 49-52, 54, 55, 57-61,

63, 64, 66, 67, 69, 86, 87 and 89-92 under 35 USC 101 be withdrawn.

In view of the above, Applicants respectfully submit that all of the pending claims, namely Claims 22, 23, 25-28, 30, 31, 33-37, 39, 40, 42, 43, 45-47, 49-52, 54, 55, 57-61, 63, 64, 66, 67, 69-71, 73-76, 78, 79, 81-84, 86, 87 and 89-92 are in condition for allowance.

CONCLUSION

In view of the remarks and amendments set forth above, Applicants respectfully request allowance of the pending claims.

Please charge all applicable fees associated with the submittal of this Amendment and any other fees applicable to this application to the Assignee's Deposit Account No. 07-0868.

Should the Examiner believe that anything further is needed to place the application in even better condition for allowance, the Examiner is requested to contact Applicants' undersigned representative at the telephone number below.

Respectfully submitted,

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